

# The Gazette of India



सत्यमेव जयते

## EXTRAORDINARY PART II—Section 3 PUBLISHED BY AUTHORITY

**No. 248-A] NEW DELHI, THURSDAY, MAY 16, 1957/VAISAKHA 26, 1879**

### MINISTRY OF FINANCE (Department of Revenue) NOTIFICATION

#### CUSTOM

*New Delhi, the 16th May, 1957*

**S.R.O. 1644-A**—In exercise of the powers conferred by section 23 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry the Central Government hereby directs that the following further amendment shall be made in the notification of the Government of India in the late Finance Department (Central Revenues) No. 33-Customs, dated 22nd June, 1935, relating to the exemption of certain goods from customs duties or part thereof, namely :—

In the said notification, in SCHEDULE I — IMPORT DUTIES, under the head "A-General" after entry No. 28-M, the following entry shall be inserted, namely :—

**28M(i) Documents** (folders, pamphlets, Provided that—

books, magazines, guides, posters, framed or unframed, unframed (a) they are imported from a country which has ratified or acceded to Additional Protocol to the Convention concerning customs facilities for touring, relating to the importation of tourist publicity documents and material :

(b) they are for free distribution, the chief purpose of which is to encourage the public to visit foreign countries, *inter alia* to attend cultural, touristic, sporting, religious or professional meetings or demonstrations held in such foreign countries ;

(c) they do not contain more than 25 per cent. private commercial advertising material and are obviously designed for general publicity purposes ;

(d) in the event of fraud, contravention or abuse, the customs authorities shall be free to take proceedings for the recovery of customs duties and also for the imposition of any penalties in accordance with any provision of law for the time being in force ;

The whole.

(e) their importation is not prohibited on consideration of public morality, public security, public health or hygiene, in accordance with any law for the time being in force.

(ii) Lists and year-books of foreign hotels published or sponsored by official tourist agencies and time tables of transport services operating abroad.

Provided that—

(a) they are imported from a country which has ratified or acceded to the Additional Protocol to the Convention concerning customs facilities for touring, relating to the importation of tourist publicity documents and material ;

(b) they are for free distribution ;

(c) they do not contain more than 25 per cent. private commercial advertising material ;

(d) in the event of fraud, contravention or abuse, the customs authorities shall be free to take proceedings for the recovery of the customs duties and also for the imposition of any penalties in accordance with any provision of law for the time being in force ;

(e) their importation is not prohibited on consideration of public morality, public security, public health or hygiene, in accordance with any law for the time being in force. ■

The whole.

(iii) Technical material sent to the accredited representatives or correspondents appointed by national official tourist agencies, not intended for distribution, i.e., year-books, telephone directories, lists of hotels, catalogues of fairs, samples of negligible value of handicraft, documentation about museums, universities, spas and similar institutions.

Provided that—

(a) they are imported from a country which has ratified or acceded to the Additional Protocol to the Convention concerning customs facilities for touring, relating to the importation of tourist publicity documents and materials ;

(b) in the event of fraud, contravention or abuse, the customs authorities shall be free to take proceedings for the recovery of the customs duties and also for the imposition of any penalties in accordance with any provision of law for the time being in force ;

(c) their importation is not prohibited on consideration of public morality, public security, public health or hygiene, in accordance with any law for the time being in force.

The whole.

- (iv) Material intended for display in the offices of the accredited representatives or correspondents appointed by the official national tourist agencies or in other places approved by the Customs authorities, pictures and drawings; framed photographs and photographic enlargements, art books, paintings, engravings or lithographs sculptures and tapestries and other similar works of art.
- (v) Display material (show-cases, stands and similar articles), including electrical and mechanical equipment required for operating such display.
- (vi) Documentary films, records, tape recordings and other sound recordings intended for use in performances at which no charge is made, but excluding those whose subjects lend themselves to commercial advertising and those which are on general sale in the country of importation.
- (vii) A reasonable number of flags
- (viii) Dioramas, scale models, lanternslides, printing blocks, photographic negatives.
- (ix) Specimens, in reasonable numbers, of articles of national handicrafts, local costumes and similar articles of folklore.
- Provided that—
- (a) they are imported from a country which has ratified or acceded to the Additional Protocol to the Convention concerning customs facilities for touring relating to the importation of tourist publicity documents and material;
- (b) they are imported chiefly for the purpose of encouraging the public to visit the country of despatch *inter alia* to attend cultural, touristic sporting, religious or professional meetings or demonstrations held in that country;
- (c) they are despatched either by an official tourist agency or by a national tourist publicity agency affiliated therewith and proof thereof is furnished by presenting to the Customs authorities a declaration made out in accordance with the model in the annexure hereto;
- (d) they are imported for and on the responsibility of either the accredited representative of the official national tourist agency of the country of despatch or of the correspondent appointed by the aforesaid agency and approved by the Customs authorities. The responsibility of the accredited representative or of the approved correspondent includes in particular the payment of the import duties which will be chargeable if the conditions laid down here are not fulfilled;
- (e) they are re-exported without alteration by the importing agency unless they have been destroyed in accordance with any conditions laid down by the Customs authorities, in which event the importer shall be freed from the obligation to re-export;
- (f) in the event of fraud, contravention or abuse, the customs authorities shall be free to take proceedings for the recovery of the customs duties and also for the imposition of any penalties in accordance with any provision of law for the time being in force;
- (g) their importation is not prohibited on consideration of public morality, public security, public health or hygiene, in accordance with any law for the time being in force.

The  
whole.

## ANNEXURE

## Model Declaration

## DECLARATION

*for the TEMPORARY FREE ADMISSION of tourist publicity material, without entering into a bond in respect of import duties and import taxes or depositing such duties or taxes*

The (name of organization) is forwarding herewith the following tourist publicity material addressed to its accredited representative (or the approved correspondent) whose name appear below, for temporary importation, on condition that it shall be re-exported within a period of twelve months and that it will be used solely for the purpose of inducing tourists to visit the country exporting the material.

The (name of organization) undertakes not to dispose of, either gratis or against payment the articles temporarily imported without the consent of the Customs Administration of the country importing the material and without having first complied with any formalities required by that Administration.

This material is imported temporarily on the responsibility and against the guarantee of the accredited representative or the approved correspondent whose name appears below.

(a) List of the material :

(b) Name and address of the accredited representative or correspondent to whom the material is consigned :

[Date, signature and stamp of the  
official national tourist agency of  
the country of despatch.]

[ No. 113.]

M. A. RANGASWAMY, Dy. Secy.